UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF SOUTH DAKOTA

SOUTHERN DIVISION

FERRIS JOSEPH, Plaintiff, v. CORPORATION OF THE PRESIDENT CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole, and CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF LATTER-DAY SAINTS, a Utah corporation sole, Defendants.	)	**CASE NO: 06-4143** RULE 26 DISCLOSURES

COMES NOW the Plaintiff Ferris Joseph and pursuant to Federal Rules of Civil Procedure 26(a)(1) hereby makes the following disclosures:

(1) A. Individuals Likely To Have Information Regarding Allegations In Complaint Or Defenses Raised.

Ferris Joseph – Plaintiff

Vickie Joseph – Plaintiff's sister
Cardston, Alberta Canada

Randy Joseph – Plaintiff's brother
Sioux Falls, South Dakota

Diane Johnson – Plaintiff's former wife
Present address unknown

Terri Alexander – Plaintiff's former wife
Present address unknown

Dockets.Justia.com

Elder Robert White -- Plaintiff's abuser
Present address unknown

Bishop Duane Nelson -- Defendant's Bishop
Glenwood, Alberta Canada

Tom Matkin -- Cardston Stake President
Cardston, Alberta Canada

Chris Sunderland, MSW/RSE -- Plaintiff's counselor
Cardston Clinic
Provincial Building 576 Main Street
Cardston, Alberta Canada

Mark T. Hales, MSW/LICSW -- Plaintiff's counselor
LDS Family Services
Minnesota Agency
6120 Earle Brown Drive
Suite 210
Brooklyn Center, MN 55430-4107

Heather Hazel -- Plaintiff's counselor
Southeastern Behavioral Healthcare
2000 S. Summit Avenue
Sioux Falls, SD 57105

Aaron Anthony – Plaintiff's counselor
Southeastern Behavioral Healthcare
2000 S. Summit Avenue
Sioux Falls, SD 57105

Dr. Stephen Manlove – Plaintiff's forensic psychiatrist
636 Saint Anne St.,
Suite 100
Rapid City, SD 57701

B. Documents and Tangible Things That May Support Claims Or Defenses.

Chris Sunderland records (forwarded to Defendants' counsel under separate cover)

Mark Hales records (forwarded to Defendants' counsel under separate cover)

Heather Hazel records (forwarded to Defendants' counsel under separate cover)

Aaron Anthony records (forwarded to Defendants' counsel under separate cover)

Manlove report (forwarded to Defendants' counsel under separate cover)

Joseph tax, income and earnings records (being requested from the IRS and Plaintiff's former employers)

Joseph medical and counseling bills and related expenses (being requested from Plaintiff's health care providers)

C. Computation of Damages

Plaintiff is still formulating his calculation of damages for each category of damage; however he expects to submit the following categories to the jury for assessment of damages at trial:

A. Expenses for psychological treatment, therapy and counseling;
B. Future expenses for psychological treatment, therapy and counseling;
C. Vocational and income loss;
D. Damages caused by White's sexual assault upon Joseph; and
E. Damages related to Joseph's emotional distress, embarrassment, loss of self-esteem, faith, disgrace, humiliation, psychological disability and loss of enjoyment of life.

In addition to testimony about his experiences as an abuse survivor and the records provided with this filing under separate cover, Plaintiff will base his computation for each of the above-specified damage categories upon the billings and records of his treating counselors and health care providers as well as his earnings records.

D. Insurance Agreements

N/A

Dated this ___20th__ day of November, 2006.

JOHNSON EKLUND LAW OFFICE

___ *s/ Stephanie E. Pochop*__________

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Miami, Florida 33160
Telephone: (305) 931-2200

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

The undersigned attorney for the Plaintiff that on the - ___20th___ - day of November, 2006, a copy of the Plaintiff's Rule 26 Disclosures electronically filed and mailed by United States mail, first-class, postage pre-paid, to:

James McMahon
McMahon Law Office, P.C.
101 North Phillips Avenue
Wells Fargo Building, Suite 408
P.O. Box 1293
Sioux Falls, SD 57101-1293
(605) 332-5606
Attorney for Defendants

attorney for Defendant; that said mailing was by first class United States mail.

__*s/ Stephanie E. Pochop*__________
Stephanie E. Pochop